IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
CIVIL APPELLATE SIDE.

WRIT PETITION NO. 8988 OF 2004

Anil S. Kotgi ..... Petitioner.

versus

The Education Officer
Zilla Parishad, Solapur .... Respondent.

...

Shri S.G. Kudle for the petitioner.
Shri C.R.Sonawane AGP for the State .
Shri I.M.Khairdi for Respondents 3 and 5.
Ms. P.P.Chavan i/b. Little * Co. for Respondent no.4.

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CORAM; V.G. PALSHIKAR &
SMT. NISHITA MHATRE, JJ.

DTAED; 12TH JANUARY, 2005.

P.C.

1. By this petition, the petitioner has made the following prayers:

a) Rule be issued; record and proceedings of this case be called for.

b) This Hon'ble court be pleased to issue the writ of mandamus, orders, directions or any other order, directions or appropriate writ in

the nature of mandamus, directing the respondents herein to transfer the School Leaving Certificates of IX and X std. students whose names are incorporated in the letter dated 27-10-2004 - Exh. "D" to the petitioner's school for the purpose of enabling the petitioner's school to submit the S.S.S. examination forms in respect of the examination scheduled to be held in the month of March 2005, thereby directing the respondents no.1 and 2 herein to accept the said Forms duly furnished by the petitioner's school by allowing the students of petitioner's school to appear for S.S.C. examination 2005.

c) This Hon'ble court be pleased to declare that the students of the petitioner's school who have sought the admission are entitled for getting school leaving certificates from the respondent no.3. school.

d) Pending the hearing and final disposal of this petition, this Hon'ble court be pleased to issue an order of mandatory injunction directing the respondents nos. 1 and 2 herein

to initiate the process of acceptance of examination forms of X std. students of late Malkppa Patil Prashala, Koresegaon, Tal. Akkalkot, Dist. Solapur without raising any objections on any counts whatsoever.

2. Notice why petition be not admitted was issued and replies have been filed. Taking into consideration the reply filed by the Education Officer, it is hereby directed that the respondent school would issue immediately the School Leaving Certificate to the IX and X standard students who requests for such grant. This be done in one weeks' time. After this is done the form be submitted to respondent no.4, Board of Secondary Education and the Board shall consider these applications in its proper prospective without taking into consideration the delay if any which has occured in the submission of the form for the examination to be held in March 2005. The Board shall be free to examine the forms in relation to other aspects of eligibility.

3. With these directions, the petition is disposed of.

4. Parties to act on an authenticated copy of this order.

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